

REMARKS

Status of claims

New claims 27-42 were previously submitted as new claims in the Preliminary Amendment filed March 22, 2004. However, Applicants inadvertently failed to underline the claims. The instant amendment adding new claims 27-42 corrects this error.

New claims 27-42, properly formatted, have been added. Claims 1-26 were cancelled in the March 22, 2004 Preliminary Amendment. Accordingly, claims 27-42 are pending.

The objections are addressed in the order presented in the Office Action mailed April 19, 2005.

Oath/Declaration

The Examiner has required a substitute Reissue Oath/Declaration in view of the defects in the Reissue Oath/Declaration submitted with the Reissue filing. Applicants have provided a corrected Reissue Oath/Declaration herewith. The corrected document has the reissue application number.

The corrected Reissue Oath/Declaration also adds a second inventor who was inadvertently omitted. The added inventor assigned the invention to the same assignee (The Regents of the University of California) as the first inventor. Enclosed herewith are a newly executed Consent of Assignee and Statement under 37 C.F.R. § 3.73b. The new documents are submitted in view of the addition of the second inventor.

Certificate of Correction

The Examiner required that the specification for the reissue application include the change from the Certificate of Correction issued for the original patent (U.S. Patent No. 6,406,853). Applicants submit herewith (in Appendix A) a replacement page for columns 1 and 2 that incorporates the correction to the serial number in the paragraph at column 1, lines 4-5. In accordance with MPEP § 1411.01, no marking showing the correction are indicated.

Amendment Format

The Examiner noted that new claims 27-42 submitted in Applicants' Preliminary Amendment filed March 22, 2004 were not underlined. The instant amendment to the claims adding claims 27-42 corrects the format.

The status of the claims, cancelled or pending, is indicated in the amendment section beginning on page 5 and on page 8. A status identifier is not set out in each of the newly added claims in view of Example (5), EXAMPLES OF PROPER AMENDMENTS, provided in MPEP § 1453. Example (5) shows formatting for a new claim. The new claim is underlined and does not include a status indicator after the claim number.

Allowable subject matter

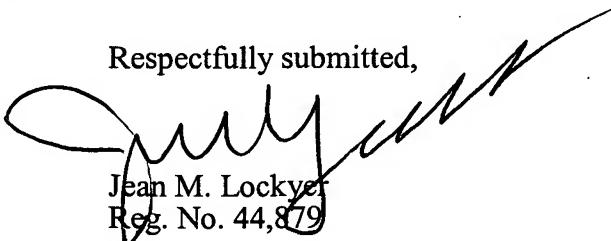
Applicants thank the Examiner for indicating that the new claims are allowable.

CONCLUSION

In view of the foregoing, Applicants believe all claims now pending in this Application are in condition for allowance. The issuance of a formal Notice of Allowance at an early date is respectfully requested.

If the Examiner believes a telephone conference would expedite prosecution of this application, please telephone the undersigned at 415-576-0200.

Respectfully submitted,


Jean M. Lockyer
Reg. No. 44,879

TOWNSEND and TOWNSEND and CREW LLP
Two Embarcadero Center, Eighth Floor
San Francisco, California 94111-3834
Tel: 415-576-0200
Fax: 415-576-0300
JML:jml
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